

October 18, 2013

ACCEPTED/FILED

OCT 18 2013

Federal Communications Commission  
Office of the Secretary

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Room TW-A325  
Washington, D.C. 20554

**Re: Station KFXL-TV, Lincoln, Nebraska, Facility ID No. 84453  
Streamlined Financial Hardship Waiver Request Extension  
MM Docket 11-93**

Dear Ms. Dortch:

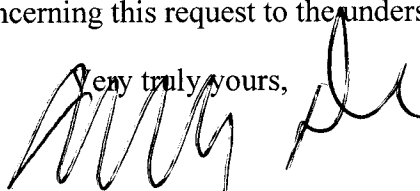
On behalf of Lincoln Broadcasting, LLC ("Lincoln"), licensee of Station KFXL-TV, Lincoln, Nebraska (the "Station"), by this letter, Lincoln hereby requests an additional one-year delay of the effective date of the rules implementing the Commercial Advertisement Loudness Mitigation Act (the "Act") pursuant to the "financial hardship" exemption set forth in Paragraphs 52 and 53 of the FCC's Report and Order in Implementation of the Commercial Loudness Mitigation (CALM) Act, 26 FCC Rcd 17222 (2011) (the "Order"). This request was due to be filed on October 1, 2013. However, in accordance with *Revised Filing Deadlines Following Resumption of Normal Commission Operations*, Public Notice, rel. October 17, 2013, the deadline for the filing of this request was extended until October 22, 2013. Because this request is being filed prior to that extended deadline, this request is timely filed.

An additional one year renewal of this waiver is warranted because: (1) Lincoln continues to meet the Commission's definition of a "small broadcast station;" and (2) financial circumstances continue to prevent Lincoln from obtaining the necessary and specified equipment to comply with the CALM Act requirements. *See* Order at note 228. The Station had less than \$14.0 million in annual receipts in 2012, and is expected to have less than \$14.0 million in annual receipts in 2013. Accordingly, the Station is a "small broadcast station," as defined by Paragraph 53 of the Order.

Attached hereto in support of this waiver request is a Certification from the President and sole member of the sole member of Lincoln setting forth the information requested by the Commission in Paragraph 53 of the Order.

Please address any questions concerning this request to the undersigned.

Very truly yours,



Mark B. Denbo

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### CERTIFICATION

I, T. Stanley Trapp, President and sole member of KFXL Television LLC, which is the sole member of Lincoln Broadcasting, LLC ("Lincoln"), the licensee of KFXL-TV, Lincoln, Nebraska (the "Station"), hereby certify under penalty of perjury that the following is true and correct, based on information and belief:

1. The Station had less than \$14.0 million in annual receipts in 2012. Lincoln anticipates that the Station also will have less than \$14 million in annual receipts in 2013.

2. Lincoln seeks a renewal of the waiver to obtain specified equipment in order to avoid the financial hardship that would be imposed if it were required to obtain the equipment sooner. Lincoln intends to acquire the following equipment for the Station in order to comply with the requirements of the CALM Act: (i) a Linear Acoustic Digital Television Audio Processor Loudness Controller (or equivalent) and (ii) a Linear Acoustic Loudness Quality Monitor (or equivalent).

3. Financial circumstances continue to prevent Lincoln from obtaining the necessary and specified equipment to comply with the CALM Act requirements. There have been no positive changes to the financial outlook of Lincoln since October 2012, when the initial waiver request was filed. Nevertheless, Lincoln intends to acquire the necessary equipment within the next twelve months.



T. Stanley Trapp  
President and Sole Member, KFXL  
Television LLC, Sole Member of Lincoln  
Broadcasting, LLC